

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

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CRIMINAL DOCKET NO. 08-266

v.

*

SECTION: "C"

JOSHUA JOHNSON

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FACTUAL BASIS

The above-named defendant **JOSHUA JOHNSON** has agreed to plead guilty as charged to the three-count Indictment in this case. Should this matter have proceeded to trial, the United States of America would have proven beyond a reasonable doubt, through the introduction of relevant, competent, and admissible testimonial, physical and demonstrative evidence, the following facts to support the allegations against the defendant, **JOSHUA JOHNSON ("JOHNSON")**:

On July 25, 2007, a Confidential Informant ("CI") for the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"), who was equipped with a recording device, purchased 4.99 grams of cocaine base ("crack cocaine") from **JOHNSON**. On that date, the CI walked to the 1200 block of Louisa Street, New Orleans, Louisiana, where he met with **JOHNSON**. The CI

asked **JOHNSON** if he had “seven for two,” which is slang for seven grams of crack cocaine for \$200.00, to which **JOHNSON** positively replied. **JOHNSON** walked down an adjacent alley and retrieved the crack cocaine. **JOHNSON** gave the CI crack cocaine with a net weight of 4.99 grams in exchange for \$200.00.

On July 31, 2007, the same CI purchased 11.49 grams of crack cocaine from **JOHNSON**. On that date, the CI entered the residence of 1220 Louisa Street, where **JOHNSON** was located. The CI asked **JOHNSON** about purchasing “half a zone,” meaning half an ounce of crack cocaine, for \$350.00. **JOHNSON** went outside the residence to retrieve the crack cocaine. **JOHNSON** gave the CI crack cocaine with a net weight of 11.49 grams for \$350.00. The CI left the residence.

On August 1, 2007, the CI purchased .85 grams of heroin from **JOHNSON**. On that date, the CI walked to the 1200 block of Louisa Street. While there, **JOHNSON** arrived in a gold colored Chevrolet Monte Carlo. The CI asked **JOHNSON** for one gram of heroin. **JOHNSON** walked down the alley and returned a short time later with the heroin. The CI gave **JOHNSON** \$150.00 for the .85 grams net weight of heroin. The CI then left the area.

The St. Tammany Parish Sheriff’s Office Crime Laboratory tested the controlled substances. The controlled substance sold by **JOHNSON** on July 25, 2007, tested positive for cocaine base and had a net weight of 4.99 grams. The controlled substance sold by **JOHNSON** on July 31, 2007, tested positive for cocaine base and had a net weight of 11.49 grams.

The controlled substance sold by **JOHNSON** on August 3, 2007, tested positive for heroin and had a net weight of .85 grams.

Each transaction occurred in the Eastern District of Louisiana.

ELIZABETH PRIVITERA #27042 (Date)
Assistant United States Attorney

GEORGE CHANEY, JR. (Date)
Attorney for Defendant

JOSHUA JOHNSON (Date)
Defendant